

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

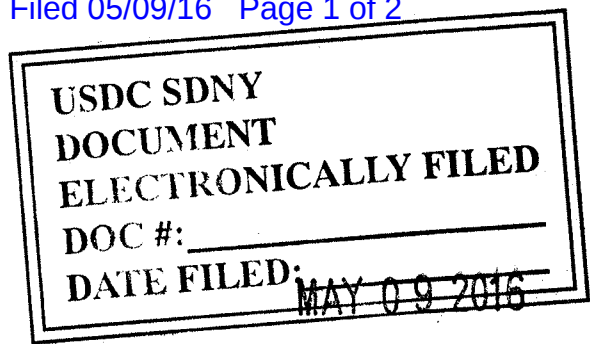
Summerlin Asset Management V Trust

Plaintiff,

—v—

Rose Ngadi *et al.*

Defendants.



15-CV-9395 (AJN)

ORDER

ALISON J. NATHAN, District Judge:


The limited subject matter jurisdiction of a district court is best addressed at the outset of a case. Courts have an independent obligation to determine whether subject matter jurisdiction exists. *Arbaugh v. Y&H Corp.*, 546 U.S. 500, 501 (2006).

Plaintiff Summerlin Asset Management V Trust brings this action invoking the Court's subject matter jurisdiction by reason of diversity of citizenship. Plaintiff alleges that it is a Delaware statutory trust with its principal place of business in Arizona and is thus a citizen of Delaware and Arizona. Comp. ¶ 2. Plaintiff further alleges that Defendants Rose Ngadi and the New York City Environmental Control Board are citizens of New York. *Id.* ¶¶ 3-4.

A trust "possesses its members' citizenship." *Americold Realty Trust v. Conagra Foods, Inc.*, 136 S. Ct. 1012, 1015 (2016) (finding "shareholder beneficiaries" to be members of a Maryland real estate trust); *see also Emerald Inv'rs Trust v. Gaunt Parsippany Partners*, 492 F.3d 192, 205 (3d Cir. 2007) (in evaluating the citizenship of a trust, the Court must look to "the citizenship of both the trustee[s] and the beneficiar[ies]" of the trust"). Within twenty days of the date of this Order, Plaintiff shall amend its Complaint to allege the citizenship of each

constituent member of Summerlin Asset Management V Trust (including the state of incorporation and principal place of business of any corporate entity member).

Dated: May 9, 2016  
New York, New York



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ALISON J. NATHAN  
United States District Judge